

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

JOHN DOE, an infant,
by his next friend, Reelia Watson
Plaintiff,

v

Judge James P. Jones
Magistrate Judge Pamela M. Sargent

RUSSELL COUNTY SCHOOL BOARD
d/b/a RUSSELL COUNTY PUBLIC SCHOOLS;
PHILLIP HENLEY, Individually and as an
Agent of RUSSELL COUNTY SCHOOL BOARD;
KIMBERLY HOOKER, Individually and as an
Agent of RUSSELL COUNTY SCHOOL BOARD;
BOBBY GOBBLE, Individually and as an
Agent of RUSSELL COUNTY SCHOOL BOARD;
and JOHN ROES 1-10;
Defendants.

Case No. 1:16cv-00045

**MOTION FOR APPOINTMENT OF
GUARDIAN AD LITEM**

COMES NOW the plaintiff John Doe, by counsel, and moves this Honorable Court for appointment of a Guardian Ad Litem to represent defendant Bobby Gobble in this action, pursuant to Va. Code § 8.01-9 (1950), as amended, and in support thereof states as follows:

1. Bobby Gobble (“Gobble”) is currently incarcerated at the Wallens Ridge State Prison, where he is serving sentences for aggravated sexual battery, forcible sodomy, attempted forcible sodomy, and carnal knowledge of a child. The underlying complaint involving the plaintiff arises out of the above offenses.

2. The Complaint has been properly served on January 5, 2017; pursuant to Va. Code 8.01-297.

3. Appointment of a Guardian Ad Litem to represent Gobble's interests is mandatory under such circumstances. Gobble has to serve a minimum of 70 years of his 100 years sentence. Therefore, he will be incarcerated throughout the litigation.

4. The defendants do not object to this Motion.

WHEREFORE, based on the foregoing, John Doe respectfully requests that this Honorable Court appoint a Guardian Ad Litem to represent the interests of Gobble in this matter and for such other and further relief as justice requires.

Respectfully Submitted,

Dated: 02/14/2017

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[Admitted *Pro Hac Vice*]

Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of February, 2017, I caused copies of the foregoing to be served via ECF on all counsel of record.

/s/ Paul R. Thomson, III

Paul R. Thomson, III